

Amy Gray, Angela Steel
SDOT Prologis RES
July 17, 2013
Version #4

CITY OF SEATTLE
RESOLUTION 31480

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A RESOLUTION granting conceptual approval to Prologis, L.P. to maintain and operate an existing truck loading access area in Colorado Avenue South, north of Diagonal Avenue South, abutting 4200 East Marginal Way South.

WHEREAS, Prologis L.P has applied for permission to maintain an existing at-grade loading access area to maintain access for trucks and trailers to the Prologis, L.P. eastern truck court; and

WHEREAS, Colorado Avenue South was constructed around 1986 as part of the redevelopment of the Prologis, L.P. property at 4200 East Marginal Way South, and was specifically designed to accommodate the operations of the distribution facility, including the ways that trucks maneuver, back-in, and access the loading bays; and

WHEREAS, Prologis, L.P. will be dedicating a portion of the previous Diagonal Avenue South right of way to the City to re-establish public access that was interrupted by Federal Cause 524 in 1942; and

WHEREAS, in making a recommendation, the Director of the Seattle Department of Transportation ("Director") considered the submitted plans and application materials for the Prologis loading access area and recommends that conceptual approval be granted; NOW, THEREFORE,

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEATTLE, THE
MAYOR CONCURRING, THAT:**

Section 1. The City Council finds that the Prologis, L.P. loading access area is in the public interest.

Section 2. As conditions for obtaining permission to maintain the Prologis, L.P. loading access area, Prologis, L.P. shall:

(1) Provide public liability insurance naming the City as an additional insured or in the form of self-insurance, either as approved by the City's Risk Manager;

(2) Pay all City permit fees; and



1 (3) Cease to use the right-of-way for loading area purposes if Prologis, L.P. fails to
2 perform any obligation under the term permit within 90 days after receiving notice by the City
3 specifying its failure to perform.

4 Section 3. After this resolution is adopted, SDOT will present to the Council for its
5 modification or approval a draft term permit ordinance that prescribes the conditions under
6 which permission to use the right-of-way will be granted.
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8 Section 4. As recommended by the Director and the Mayor, conceptual approval for the
9 at-grade loading access area project is GRANTED.
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SDOT Prologis RES
July 17, 2013
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1 Adopted by the City Council the _____ day of _____, 2013, and
2 signed by me in open session in authentication of its adoption this _____ day
3 of _____, 2013.
4

5 _____
6 President _____ of the City Council

7 THE MAYOR CONCURRING:
8
9

10 _____
11 Michael McGinn, Mayor

12 Filed by me this _____ day of _____, 2013.
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15 _____
16 Monica Martinez Simmons, City Clerk

17 (Seal)
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FISCAL NOTE FOR NON-CAPITAL PROJECTS

Department:	Contact Person/Phone:	CBO Analyst/Phone:
Seattle Department of Transportation	Angela Steel/684-5967	Christie Parker/684-5211

Legislation Title:

A RESOLUTION granting conceptual approval to Prologis, L.P. to maintain and operate an existing truck loading access area in Colorado Avenue South, north of Diagonal Avenue South, abutting 4200 East Marginal Way South.

Summary of the Legislation:

This proposed resolution grants the conceptual approval for Prologis, L.P. to maintain and operate an existing truck loading access area in the westerly margin of Colorado Avenue South, north of Diagonal Avenue South, abutting 4200 East Marginal Way South. An area map is attached for reference.

The purpose of the truck loading access area is to maintain access for trucks and trailers to the Prologis, L.P. eastern truck court.

Background:

Prologis, L.P. operates a distribution facility at 4200 East Marginal Way that supports customers transporting freight from the Port of Seattle.

In 1986, this portion of Colorado Avenue South was reconstructed as a requirement of the redevelopment of the property that Prologis, L.P. currently owns and operates. This portion of Colorado Avenue South was specifically designed to accommodate the operations of this facility, including the way that trucks maneuver, back-in, and access the loading bays on east side of the building. Colorado Avenue South currently operates the way in which it should to accommodate the facility.

Please check one of the following:

This legislation does not have any financial implications.

Although this resolution does not accept or appropriate funds, SDOT will receive a permit fee from Prologis, L.P. after the effective date of the term permit ordinance.

Other Implications:

a) **Does the legislation have indirect financial implications, or long-term implications?**

No



b) What is the financial cost of not implementing the legislation?

If the legislation is not enacted by the City Council, the City of Seattle will not receive the annual fee as part of the term permit ordinance. The City of Seattle has the option to adjust the fee amount on an annual basis.

c) Does this legislation affect any departments besides the originating department?

No

d) What are the possible alternatives to the legislation that could achieve the same or similar objectives? Prologis, L.P. could continue to operate their existing truck loading access area without a term permit ordinance. Prologis, L.P may be subject to the risk of having to remove this use from the public place upon shorter notice than the term permit ordinance would require.

e) Is a public hearing required for this legislation?

No

f) Is publication of notice with *The Daily Journal of Commerce* and/or *The Seattle Times* required for this legislation?

No

g) Does this legislation affect a piece of property?

Yes. An area map is attached for reference.

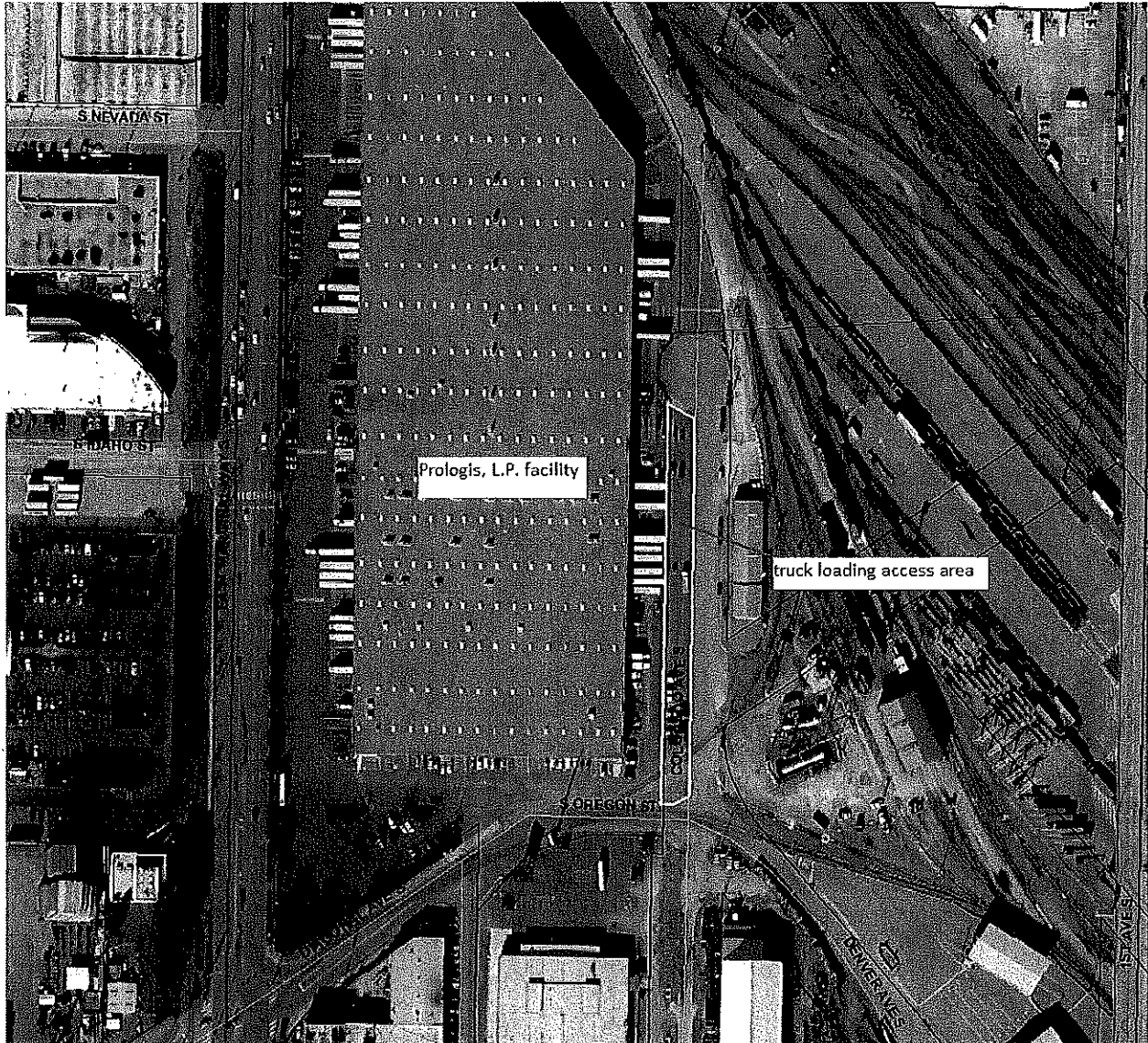
h) Other Issues: N/A

List attachments to the fiscal note below:

Attachment A –Truck Loading Access Area Map

Attachment B – Depiction of the Truck Loading Access Area

Attachment A – Truck Loading Access Area Map

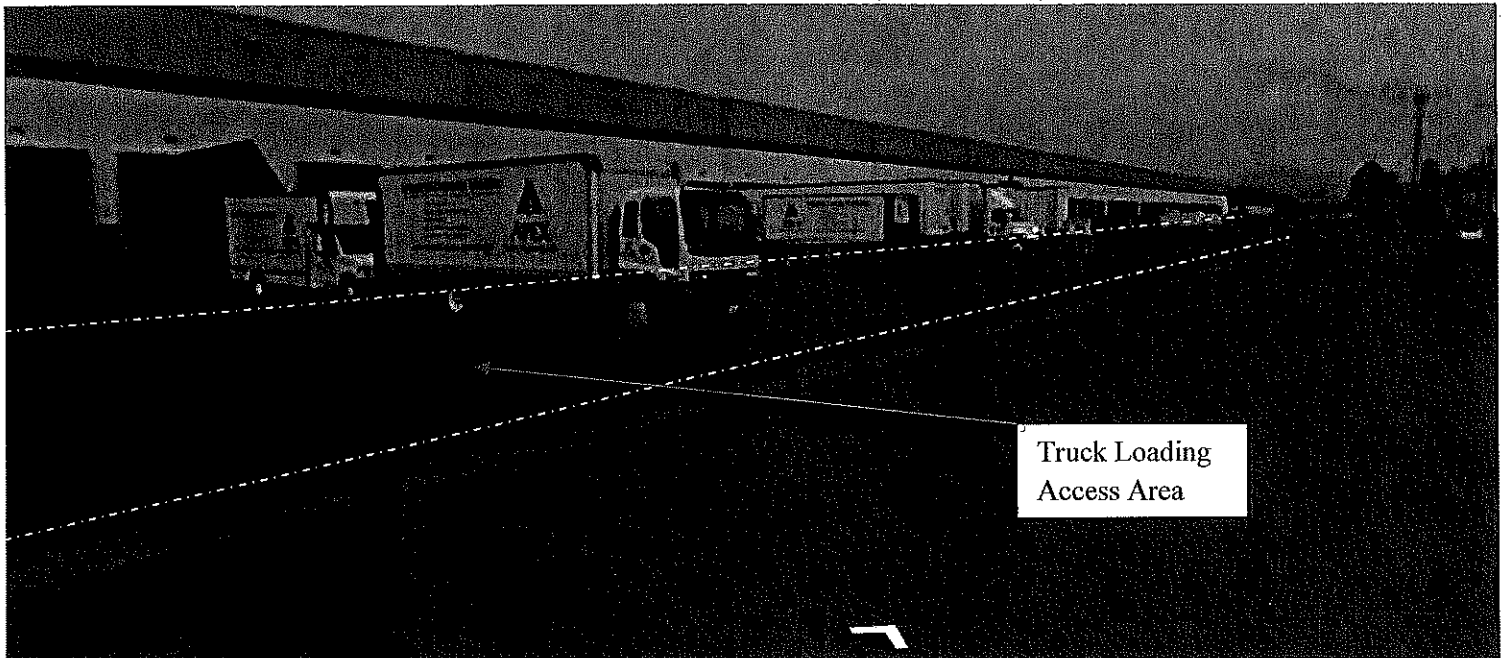


Map is for informational purposes only and is not intended to modify or supplement the legal description(s) in the Resolution.



Angela Steel
SDOT Prologis FISC ATT B
July 24, 2013
Version #1

Attachment B – Depiction of the Truck Loading Access Area



Looking north along Colorado Avenue South